

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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LOUISE ROGERS TATE,

Plaintiff

NANA GHOSH, MICHAEL COHEN, MOHD D.  
FARUGUE, ARISTISIDIS SHISMEROS,  
WAI KWOK HA, GOLAM MORTUJA,  
FRED WEINGARTEN, and HILTON HOTELS  
CORPORATION,

Defendants.  
-----X

Case No.: 07 CV 5885

**ANSWER TO CROSS-  
CLAIM OF GHOSH**

Judge Assigned:  
Judge Castel

Defendant HILTON HOTELS CORPORATION hereinafter "HILTON", by its attorneys, KAUFMAN BORGEEST & RYAN LLP, as and for its Answer to the Cross-Claim of Defendant NANA GHOSH, states upon information and belief as follows:

FIRST: In answering paragraph "15" of the pleading constituting the Cross-Claim of Defendant GHOSH, Defendant, HILTON denies the allegations as to Defendant HILTON and refers all issues of law to the Court and denies knowledge or information sufficient to form a belief as to the truth of the allegations as to co-defendants, MICHAEL COHEN, MOHD D. FARUGUE, ARISTISIDIS SHISMEROS, WAI KWOK HA, GOLAM MORTUJA and FRED WEINGARTEN.

SECOND: In answering paragraph "16" of the pleading constituting the Cross-Claim of Defendant GHOSH, Defendant, HILTON denies the allegations as to Defendant HILTON and refers all issues of law to the Court and denies knowledge or information sufficient to form a belief as to the truth of the allegations as to co-defendants, MICHAEL COHEN, MOHD D. FARUGUE, ARISTISIDIS SHISMEROS, WAI KWOK HA, GOLAM MORTUJA and FRED WEINGARTEN.

**WHEREFORE**, answering Defendant, HILTON, hereby demands judgment dismissing Defendant GHOSH's Cross-Claim as against HILTON herein together with the costs, attorney's fees and such other and further relief as this Court may deem appropriate.

Dated: Valhalla, New York  
November 5, 2007

Respectfully submitted,



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KAUFMAN BORGEST & RYAN LLP  
By: Michael P. Mezzacappa, Esq. (MM 0757)  
Attorneys for Defendant  
HILTON HOTELS CORPORATION  
200 Summit Lake Drive, First Floor  
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(914) 741-6100  
Our File No.: 747.004

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ARISTISIDIS SHISMEROS  
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Astoria, New York 11106-4838

**AFFIDAVIT OF SERVICE BY MAIL**

STATE OF NEW YORK                    )  
  ) ss.:  
COUNTY OF WESTCHESTER        )

**NANCY BARBATO**, being duly sworn, deposes and says:

That deponent is not a party to this action, is over 18 years of age and resides in Westchester County, New York.

That on the 5th day of November, 2007, deponent served the within **ANSWER TO CROSS-CLAIM OF GHOSH** upon:

JON L. NORINSBERG, ESQ.  
Attorneys for Plaintiff  
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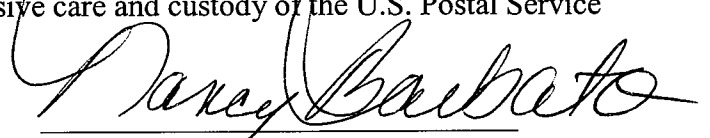
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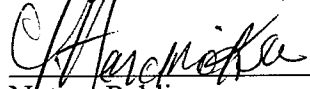
MICHAEL COHEN  
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11-06 Broadway  
Astoria, New York 11106-4838

The attorneys for the respective parties in this action at the above addresses designated by said attorneys for that purpose by depositing a true copy thereof in a postpaid properly addressed wrapper in an official depository under the exclusive care and custody of the U.S. Postal Service within the State of New York.

  
NANCY BARBATO

Sworn to before me this  
5th day of November, 2007.

  
Notary Public

TIFFANY S. HENDRICKSON  
Notary Public, State of New York  
No. 01HE6130070  
Qualified in Westchester County  
Commission Expires July 5, 2009